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Docket No. 72242-AB/JPW/GJG/LCM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Allan Green et al.  
Serial No.: 09/981,124 Examiner: E. McElwain  
Filed : October 17, 2001 Group Art Unit: 1638  
For : FATTY ACID EPOXYGENASE GENES FROM PLANTS AND USES  
THEREFOR IN MODIFYING FATTY ACID METABOLISM

30 Rockefeller Plaza  
20<sup>th</sup> Floor  
New York, New York 10112  
February 5, 2009

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**COMMUNICATION UNDER 37 C.F.R. §1.34 IN RESPONSE TO NOTICE  
REGARDING POWER OF ATTORNEY**

This Communication is submitted in response to a January 30, 2009 Notice Regarding Power of Attorney issued in connection with the above-identified application. The January 20, 2009 Notice states the Power of Attorney filed does not comply with the new Power of Attorney Rule that became effective on June 25, 2004.

Applicants submit a copy of a signed Revocation of Power of Attorney from BASF Plant Science GMBH ("BASF") and a copy from Common Wealth Scientific and Industrial Research Organisation ("CSIRO") attached hereto as **EXHIBIT 1**, which applicants filed on July 4, 2004.

According to new 37 C.F.R. §1.32(c)(3),

"[i]f a power of attorney names more than ten patent practitioners, such power of attorney must be accompanied by a separate paper indicating which ten patent

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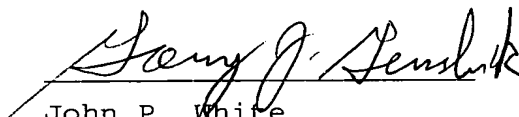
practitioners named in the power of attorney are to be recognized by the Office as being of record in application or patent to which the power of attorney is directed."

In accordance with 37 C.F.R. §1.32(c)(3), the following patent practitioners named in the Declaration and Power of Attorney attached hereto as **EXHIBIT 1** are to be recognized by the U.S. Patent and Trademark Office as being of record in connection with the above-identified application to which the Declaration and Power of Attorney is directed to:

John P. White (Reg. No. 28,678); Gary J. Gershik (Reg. No. 39,992); Christopher C. Dunham (Reg. No. 22,031); Norman H. Zivin (Reg. No. 25,385); William E. Pelton (Reg. No. 25,702); Robert D. Katz (Reg. No. 30,141); Robert T. Maldonado (Reg. No. 38, 232); and Paul Teng (Reg. No. 40,837).

No fee is deemed necessary in connection with the filing of this Communication. However, if any fee is required, authorization is hereby given to charge this amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,



John P. White  
Registration No. 28,678  
Gary J. Gershik  
Registration No. 39,992  
Attorneys for Applicants  
Cooper & Dunham LLP (Customer #23432)  
30 Rockefeller Plaza  
20<sup>th</sup> Floor  
New York, New York 10112  
(212) 278-0400

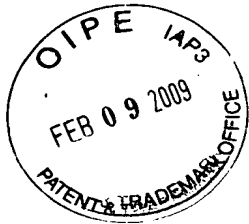


Exhibit 1

1638 JFW

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 METABOLISM

1185 Avenue Of The Americas  
New York, New York 10036

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR:

REVOCATION OF POWER OF ATTORNEY, APPOINTMENT OF NEW ATTORNEYS  
AND NOTICE OF NEW CORRESPONDENCE ADDRESS

BASF Plant Science GMBH ("BASF"), having a place of business at Carl-Bosch-Str. 38, Ludwigshafen 67056, Federal Republic of Germany is the Assignee of the above-identified application by virtue of an assignment from Allan Green, Surinder Singh, Marit Lenman, and Sten Stymne, which has been recorded by the U.S. Patent and Trademark Office at Reel 014205, Frames 0665-0667, a copy of which is attached hereto as **Exhibit A**, hereby revokes all powers of attorney previously granted and appoints the following attorneys: John P. White (Reg. No. 26,678); Christopher C. Dunham (Reg. No. 22,031); Norman H. Zivin (Reg. No. 25,385); Jay H. Maioli (Reg. No. 27,213); William E. Pelton (Reg. No. 25,702); Robert D. Katz (Reg. No. 30,141); Peter J. Philips (Reg. No.

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29,691); Wendy E. Miller (Reg. No. 35,615); Richard S. Milner (Reg. No. 33,970); Robert T. Maldonado (Reg. No. 38,232); Paul Teng (Reg. No. 40,837); Richard F. Jaworski (Reg. No. 33,515); Alan J. Morrison (Reg. No. 37,399); Gary J. Gershik (Reg. No. 39,992); and Pedro C. Fernandez (Reg. No. 41,741), and each of them, all c/o Cooper and Dunham LLP, 1185 Avenue of the Americas, New York, New York 10036 (Tel. (212) 278-0400), its attorneys, each with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, to transact all business in the U.S. Patent and Trademark Office connected therewith.

Please address all communications and direct all telephone calls regarding this application to:

JOHN P. WHITE, ESQ.  
COOPER & DUNHAM LLP  
1185 AVENUE OF THE AMERICAS  
NEW YORK, NEW YORK 10036  
TEL. (212) 278-0400

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I certify that I am authorized to sign this Revocation of Power of Attorney and Appointment of New Attorneys on behalf of BASF Plant Science GMBH.

BASF Plant Science GMBH

By: Mr. Michael i. V. Pressler Date: June 3, 2004  
Printed Name:  
Title:

Bieberbach Pressler  
Director IP Senior Counsel IP

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SIR:

REVOCATION OF POWER OF ATTORNEY, APPOINTMENT OF NEW ATTORNEYS,  
AND NOTICE OF NEW CORRESPONDENCE ADDRESS

Commonwealth Scientific and Industrial Research Organisation  
 ("CSIRO"), having a place of business at Limestone Avenue,  
 Campbell, Australian Capital Territory 2612, Australia, is the  
 Assignee of the above-identified application by virtue of an  
 assignment from Allan Green, Surinder Singh, Marit Lenman, and  
 Sten Stymne, which has been recorded by the U.S. Patent and  
 Trademark Office at Reel 014205, Frames 0665-0667, a copy of  
 which is attached hereto as **Exhibit A**, hereby revokes all powers  
 of attorney previously granted and appoints the following  
 attorneys: John P. White (Reg. No. 26,678); Christopher C. Dunham  
 (Reg. No. 22,031); Norman H. Zivin (Reg. No. 25,385); Jay H.  
 Maioli (Reg. No. 27,213); William E. Pelton (Reg. No. 25,702);

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Robert D. Katz (Reg. No. 30,141); Peter J. Philips (Reg. No. 29,691); Wendy E. Miller (Reg. No. 35,615); Richard S. Milner (Reg. No. 33,970); Robert T. Maldonado (Reg. No. 38,232); Paul Teng (Reg. No. 40,837); Richard F. Jaworski (Reg. No. 33,515); Alan J. Morrison (Reg. No. 37, 399); Gary J. Gershek (Reg. No. 39,992); and Pedro C. Fernandez (Reg. No. 41,741), and each of them, all c/o Cooper and Dunham LLP, 1185 Avenue of the Americas, New York, New York 10036 (Tel. (212) 278-0400), its attorneys, each with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, to transact all business in the U.S. Patent and Trademark Office connected therewith.

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I certify that I am authorized to sign this Revocation of Power of Attorney and Appointment of New Attorneys on behalf of Commonwealth Scientific and Industrial Research Organisation.

Commonwealth Scientific and Industrial Research Organisation

By: *R. de Feyter* Date: 3 June 2004  
Printed Name: ROBERT C. DE FEYTER  
Title: IP MANAGER, CSIRO (PLANT INDUSTRY)